



LPW

PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re the Application of:

VOORHEES et al.

Serial No.: 10/666,902

Filed: September 17, 2003

Confirmation No.: 8514

Atty. File No.: 43758-00253

For: "METHOD AND APPARATUS FOR
PROVIDING NON-INVASIVE
ULTRASOUND HEATING OF THE
PREOPTIC ANTERIOR
HYPOTHALAMUS"

) Group Art Unit: 3739

) Examiner: Not Yet Assigned

) **SUPPLEMENTAL INFORMATION**
) **DISCLOSURE STATEMENT**

<p>CERTIFICATE OF MAILING</p> <p>I HEREBY CERTIFY THAT THIS CORRESPONDENCE IS BEING DEPOSITED WITH THE UNITED STATES POSTAL SERVICE AS FIRST CLASS MAIL IN AN ENVELOPE ADDRESSED TO COMMISSIONER FOR PATENTS, P.O. BOX 1450, ALEXANDRIA, VA 22313-1450 ON <u>December 15, 2004</u>.</p> <p>MARSH FISCHMANN & BREYFOGLE LLP</p> <p>BY: <u>Bobby D. Simon</u> Bobby D. Simon</p>
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Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

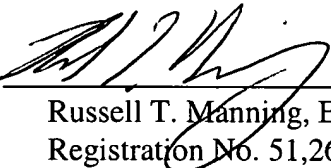
Pursuant to Applicant's duty of disclosure under 37 CFR § 1.56 and 37 CFR §§ 1.97-1.98, Applicant hereby submits the enclosed PTO Form 1449, although Applicant does not admit that any of such documents, alone or in any combination, is considered to be material to patentability as defined in 37 CFR § 1.56(b). Moreover, the inclusion of these documents is not to be construed as an admission by Applicant that each such document is prior art as to the above-identified application.

Pursuant to the Official Gazette Notice of August 5, 2003, copies of any U.S. Patents or published U.S. Patent Applications are not being submitted herewith. Copies of any foreign patent and non-patent documents are submitted herewith.

While Applicant believes no fees are due in connection herewith, please charge any fees necessary under 37 C.F.R. 1.17(i) to Deposit Account No. 50-1419.

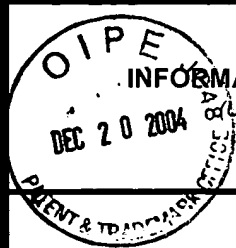
Respectfully submitted,

MARSH FISCHMANN & BREYFOGLE LLP

By: 

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Date: December 15, 2004



INFORMATION DISCLOSURE CITATION

(Use several sheets if necessary)

ATTY DOCKET NO.
43758-00253SERIAL NO.
10/666,902FILING
September 17, 2003GROUP
3739

U.S. PATENT DOCUMENTS

*EXAMINER INITIAL		DOCUMENT NUMBER	DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE
	a.	4,865,047	08/12/1989	Chou, et al.	128	784	
	b.	4,662,383	05/05/1987	Sogawa, et al.	128	784	
	c.	6,090,132	07/18/2000	Fox	607	96	

FOREIGN PATENT DOCUMENTS

		DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUBCLASS	TRANSLATION	
							YES	NO
	d.	WO 99/07314	08/10/1998	Ingle, et al.				

OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)

EXAMINER

DATE CONSIDERED

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

TRANSMITTAL OF INFORMATION DISCLOSURE STATEMENT

(Under 37 CFR 1.97(b) or 1.97(c))

Docket No.

43758-00253

In Re Application Of: VOORHEES, et al.

DEC 20 2004

Application No.	Filing Date	Examiner	Customer No.	Group Art Unit	Confirmation No.
10/666,902	September 17, 2003	Not Yet Assigned	25231	3739	8514

Title: **METHOD AND APPARATUS FOR PROVIDING NON-INVASIVE
ULTRASOUND HEATING OF THE PREOPTIC ANTERIOR HYPOTHALAMUS**

Address to:

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

37 CFR 1.97(b)

1. ☒ The Information Disclosure Statement submitted herewith is being filed within three months of the filing of a national application other than a continued prosecution application under 37 CFR 1.53(d); within three months of the date of entry of the national stage as set forth in 37 CFR 1.491 in an international application; before the mailing of a first Office Action on the merits, or before the mailing of a first Office Action after the filing of a request for continued examination under 37 CFR 1.114.

37 CFR 1.97(c)

2. ☐ The Information Disclosure Statement submitted herewith is being filed after the period specified in 37 CFR 1.97(b), provided that the Information Disclosure Statement is filed before the mailing date of a Final Action under 37 CFR 1.113, a Notice of Allowance under 37 CFR 1.311, or an Action that otherwise closes prosecution in the application, and is accompanied by one of:
- ☐ the statement specified in 37 CFR 1.97(e);
- OR**
- ☐ the fee set forth in 37 CFR 1.17(p).

TRANSMITTAL OF INFORMATION DISCLOSURE STATEMENT

(Under 37 CFR 1.97(b) or 1.97(c))

Docket No.
43758-00253

In Re Application: VORHEES, et al.

DEC 20 2004

Application No.	Filing Date	Examiner	Customer No.	Group Art Unit	Confirmation No.
10/666,902	September 17, 2003	Not Yet Assigned	25231	3739	8514

Title: **METHOD AND APPARATUS FOR PROVIDING NON-INVASIVE
ULTRASOUND HEATING OF THE PREOPTIC ANTERIOR HYPOTHALAMUS**

Payment of Fee

(Only complete if Applicant elects to pay the fee set forth in 37 CFR 1.17(p))

- ☐ A check in the amount of _____ is attached.
- ☐ The Director is hereby authorized to charge and credit Deposit Account No. _____ as described below.
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December 15, 2004

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Bobbie D. Simon

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Dated: December 15, 2004

Signature

Russell T. Manning, Esq.

Registration No. 51,260

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